

Art Unit: 1626

DETAILED ACTION

Claims 1-10 are pending in the application. Claim 9 is cancelled herein by Examiner's amendment. Claims 1-8 and 10 are allowed, now renumbered as claims 1-9.

Election/Restrictions

Applicant's arguments with respect to the propriety of the restriction requirement were found persuasive. The search of the prior art was expanded to include the entire scope of claim 1 and the election of species requirement set forth in the office action dated June 24th, 2009 has been withdrawn.

Response to Amendment

Applicant's arguments, filed November 20th, 2009, with respect to the objection to the abstract and all claim rejections presented in the office action dated June 24th, 2009 have been fully considered and are persuasive. The objection to the abstract and all previously made claim rejections have been withdrawn.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Scott Reid on January 4th, 2010.

The application has been amended as follows:

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Claim 1: In the last line of the claim, replace "and the
pharmaceutically acceptable salts thereof" with "or a
pharmaceutically acceptable salt thereof".

Claim 2: In line 1, replace "claim 2" with "claim 1".

Claim 9: (cancel)

Claim 10: In line 1, delete "preventing or".

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew P. Coughlin whose telephone number is (571)270-1311. The examiner can normally be reached on Monday through Thursday from 7:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph McKane can be reached on 571-272-0699. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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/Matthew P. Coughlin/ Examiner, Art Unit 1626	/Rebecca L Anderson/ Primary Examiner, Art Unit 1626
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